

**Notice of Allowability**

Application No.

10/800,902

Examiner

Paul Durand

Applicant(s)

TURK, ROBERT L.

Art Unit

3721

**-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--**

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to the amendment filed 5/11/2006 and interview conducted 7/18/2006.
2. ☒ The allowed claim(s) is/are 1,4-10,12-17 and 19-21.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some\* c) ☐ None of the:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.
3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

\* Certified copies not received: \_\_\_\_\_.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

**THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.**

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
- (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
- 1) ☐ hereto or 2) ☐ to Paper No./Mail Date \_\_\_\_\_.
- (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date \_\_\_\_\_.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

**Attachment(s)**

- |   |  |
|---|--|
| 1. <input type="checkbox"/> Notice of References Cited (PTO-892)  | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152)                                  |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948)                                | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),<br>Paper No./Mail Date <u>20060720</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),<br>Paper No./Mail Date _____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment  |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit<br>of Biological Material          | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance                         |
|   | 9. <input type="checkbox"/> Other _____  |

### EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Arik Ranson on 7/18/2006.

- a. On page 1 of the specification, on a new line after the title "Fan Motor Suspension Mount For A Combustion Powered Tool" inserted --This application is a continuation of application 10/242531, which is now U.S. Patent 7,040,520.--
- b. Cancelled claims 22-24.
- c. In claim 1, line 10, changed "elastic member" to --elastic motor mount--.
- d. In claim 1, line 14, changed "elastic member" to --elastic motor mount--.
- e. In claim 1, line 17, changed "elastic member" to --elastic motor mount--.
- f. In claim 1, line 19, changed "elastic member" to --elastic motor mount--.
- g. In claim 5, line 1, changed "elastic member" to --elastic motor mount--.
- h. In claim 6, line 1, changed "elastic member" to --elastic motor mount--.
- i. In claim 9, line 12, changed "elastic member" to --elastic motor mount--.
- j. In claim 9, line 16, changed "elastic member" to --elastic motor mount--.
- k. In claim 9, line 17, changed "elastic member" to --elastic motor mount--.
- l. In claim 9, line 18, changed "elastic member" to --elastic motor mount--.
- m. In claim 10, line 2, changed "elastic member" to --elastic motor mount--.

- n. In claim 12, line 2, changed "elastic member" to --elastic motor mount--.
- o. In claim 17, line 7, changed "elastic member" to --elastic motor mount--.
- p. In claim 17, line 11, changed "elastic member" to --elastic motor mount--.
- q. In claim 17, line 12, changed "elastic member" to --elastic motor mount--.
- r. In claim 17, line 16, changed "elastic member" to --elastic motor mount--.
- s. In claim 19, line 10, changed "elastic member" to --elastic motor mount--.
- t. In claim 19, line 14, changed "elastic member" to --elastic motor mount--.
- u. In claim 19, line 15, changed "elastic member" to --elastic motor mount--.
- v. In claim 19, line 17, changed "elastic member" to --elastic motor mount--.
- w. In claim 20, line 11, changed "elastic member" to --elastic motor mount--.
- x. In claim 20, line 16, changed "elastic member" to --elastic motor mount--.

### **REASONS FOR ALLOWANCE**

2. The following is an examiner's statement of reasons for allowance: the suspension mechanism for a combustion powered tool, which is comprised of an elastic motor mount which is directly attached to the motor and cylinder head is distinguished over the prior art of Moeller which discloses an elastic member mounted to a rigid motor mount, which is mounted to the motor.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

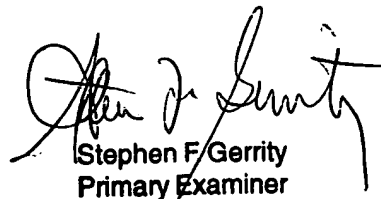
### ***Conclusion***

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Paul Durand whose telephone number is 571-272-4459. The examiner can normally be reached on 0730-1800, Monday - Thursday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Rinaldi I. Rada can be reached on 571-272-4467. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

Paul Durand  
July 24, 2006

  
Stephen F. Gerrity  
Primary Examiner